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FACSIMILE TRANSMISSION COVER SHEET

DATE: February 27, 2009 **UNOFFICIAL BUSINESS**

TO: Examiner Jason M. SIMS
U.S. Patent and Trademark Office
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

EXAMINER: Jason M. SIMS, Group Art Unit 1631

RE: U.S. Patent Application No. 10/681,352
For: DIAGNOSTIC METHOD OF SELECTING APPROPRIATE CANCER TREATMENTS
AND SCREENING METHOD OF MEASURING REAGENTS AND CURATIVE
MEDICINES FOR CANCER PATIENTS
Our Ref.: 3190-044

FROM: Nahied K. Usman/Leonard D. Bowersox

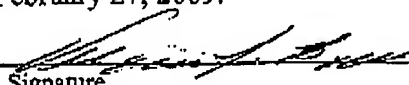
FAC. NO.: (571) 273-7540

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 3

Papers Filed Herewith: Unofficial Amendments to the Claims

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-7540 on February 27, 2009.

Virginia J. Byers
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UNOFFICIAL COMMUNICATION

U.S. Patent Application No. 10/681,352

Examiner: Jason M. SIMS

Group Art Unit: 1631

Attorney Docket No.: 3190-044

POSSIBLE AMENDMENTS TO THE CLAIMS**Listing of Claims:**

1 - 24 (Canceled)

25. (Previously presented) A method for selecting ~~determining~~ treatments for a cancer patient, comprising:

collecting genomic DNA from the patient;

amplifying the HLA DQB1* (Major histocompatibility complex, class II, DQ beta

1) gene from the genomic DNA using an automated PCR thermal sequencer;

~~determining what~~ identifying the amino acids are encoded by ~~at~~ positions 57 and 67 of the amino acid sequence encoded by the HLA DQB1* (Major histocompatibility complex, class II, DQ beta 1) gene of the patient; and

determining anti-cancer immunotherapy after cancer resection to have a statistically significant probability of prolonging the cancer patient's survival, ~~when by~~ determining that Asp is ~~encoded~~ at position 57 and Val is ~~encoded~~ at position 67 of the amino acid sequence encoded by the HLA DQB1* (Major histocompatibility complex, class II, DQ beta 1) gene; and

selecting anti-cancer immunotherapy after cancer resection, as a treatment for the
patient;

wherein the cancer of the patient ~~comprises~~ is stomach cancer.

26. Canceled.

27. (Withdrawn) A method for determining treatments for a cancer patient, comprising:

determining what amino acids are encoded by positions -9, 19, 26, 85, 89, 90, and 116 of the HLA DQB1 *gene of the patient;

determining what amino acids are encoded by positions 14, 25, 47, and 78, of the DRB1 *gene of the patient;

determining what amino acids are encoded by positions 9, 36, 55, 69, and 76, of the DPB1 *gene of the patient; and

correlating the amino acids encoded at the positions with a cancer treatment having the greatest statically significant probability of prolonging the cancer patient's survival, wherein the cancer treatment comprises immunotherapy, chemotherapy, resection, or a combination thereof.

28. (Withdrawn) The method of claim 27, wherein the cancer patient comprises stomach cancer.